

GOVERNMENT OF TELANGANA
ABSTRACT

Scheduled Castes Development Department –Land Acquisition for House Sites – Nizamabad District- Anksapur Village, Vailpoor Mandal – Land acquired to the extent of Ac.9.37 Gts. in Survey Nos.359, 421, 423 &424 for providing house sites to the weaker sections– Sanction of Rs.1,03,51,649/- towards final decretal charges in AS.Nos.611/2006 in O.P.No.95/1999–Orders - Issued.

SCHEDULED CASTES DEVELOPMENT (BUD.LA) DEPARTMENT

G.O.RT.No. 191.

Dated: 22.4.2015.

Read the following:

1. From the Dist Collector, Nizamabad Lr.No.G2/918/2007, dated: 11.10.2012.
2. From the CSW, A.P, Hyderabad, Lr.No.LA2/3335/2007, dated: 09.11.2012.
3. From the Spl.CS & CCLA, AP, Hyderabad, Lr.No SRP3/1370/2012, dated: 03.08.2013

In the reference 3rd read above, the Spl.CS & CCLA, A.P., Hyderabad has stated that the LAO/RDO, Nizamabad has acquired patta land to an extent of Ac. 9-37 Gts. in Sy.No.359,421,423 & 424 of Anksapur Village, Vailpoor Mandal of Nizamabad District for providing of house sites to the weaker section people vide award Proc.No.B2/2923/92, dated: 01.11.1997, duly fixing the market value @ 24,473/- per acre.

2. On referring the petition U/s. 18 of the LA Act for adjudication, the Hon'ble I Addl. Dist Judge, Nizamabad has passed the judgment and decree in O.P.No.95/1999, dated: 24.10.2005, duly enhancing the market value from Rs.24,473/- per acre to Rs.1,93,600/- per acre or @ Rs. 40/- per Sq.Yd in O.P. No.95/1999.

3. As per opinion of the Government Pleader for appeals, an appeal has been filed before the Hon'ble High Court of A.P, Hyderabad. The Hon'ble High Court passed interim orders for depositing the half of the enhanced compensation in LAAS No.611 of 2006, dated: 01.02.2007. Accordingly, an amount of Rs.33,71,998/- has been deposited in the Lower Court through Bankers cheque bearing No.380346, dated:27.09.2009 on 10.08.2009 towards half of the decretal charges and the appeal was pending.

4. The Spl.CS & CCLA, A.P., Hyderabad has further stated that the claimants have filed Cross Objections in LAAS No.611 of 2006 in OP.No.95/99 and LAAS No: 553 of 2006 in OP.No.128/97. The Government Pleader for Appeals, HC AP, Hyd has communicated copy of Judgment of the Hon'ble High Court of AP dated: 19.09.2011 and informed that the Hon'ble High Court has heard both the appeal filed by the State and cross objections filed by the Claimants in LAAS No: 611/06 in OP.No.95/99 and LAAS No: 553 of 2006 in OP. No: 128/97 and passed a common order dismissing the State appeals and allowed the cross objections of the claimants in both the appeals and fixed the market value of the land @ 60/- per Sq. Yd from Rs. 40/- per Sq. Yd that allowed by the Lower Court. The Government Pleader for Appeals, HC of AP, Hyderabad has opined that, there is no reason to file appeals in this case and advised to comply with the Judgment.

5. Accordingly, the Dist Collector, Nizamabad has submitted decretal charges proposal for sanction of Rs.1,03,51,649/- towards final decretal charges to be deposited in respect of AS No.611/2006 & Cross Objections in OP.No.95/99 for the patta land acquired to an extent of Ac 9-37 Gts in Sy.No.359,421,423 & 424 in Anksapur Village, Vailpoor Mandal of Nizamabad District for providing house sites to the weaker section people.

6. The Spl.CS & CCLA, A.P., Hyderabad has verified and scrutiny the proposals of the Collector, Nizamabad District/Comm SW, A.P., Hyderabad and has sent comparative calculation sheet for sanction of Rs.1,03,51,649/- (Rupees One Crore Three Lakhs Fifty One Thousand Six Hundred and Forty Nine only) towards final decretal charges to be deposited in respect of AS No.611/2006 & Cross Objections in OP. No. 95/99 for the acquired patta land to an extent of Ac 9-37 Gts in Sy.No: 359,421,423 & 424 in Anksapur Village, Vailpoor Mandal of Nizamabad District for providing house sites to the weaker section people.

[P.T.O]

7. Government, after careful examination of the above proposal, hereby accord permission to the Director, Scheduled Caste Development Department, Telangana, Hyderabad for release an amount of Rs.1,03,51,649/- (Rupees One Crore Three Lakhs Fifty One Thousand Six Hundred and Forty Nine only) to the District Collector, Nizamabad towards payment of final decretal charges AS No.611/2006 in OP. No. 95/99 for the acquired patta land to an extent of Ac 9-37 Gts. in Sy.No: 359,421,423 & 424 in Anksapur Village, Vailpoor Mandal of Nizamabad District for providing house sites to the weaker section people.

8. The expenditure sanctioned in para (7) above shall be met within the B.E-2015-16 and debited to the following Head of Account:

“2225-Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes – 01 – Welfare of Scheduled Castes – M.H.283- Housing – G.H.11- Normal State Plan – SH(08) Acquisition of House Sites to weaker sections in Indiramma Programme – 310/312 – Other Grant – in – Aid”.

9. The Director of SC Development Department, Telangana State Hyderabad is directed to issue necessary Proceedings to the District Collector, Nizamabad to comply with the Court orders in AS No.611/2006 in OP. No. 95/99.

10. The District Collector, Nizamabad shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of the Proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

11. This order does not require the concurrence of Finance (EBS.III) Department, as per their instructions vide U.O.Note No.12869/196/A1/ESW/2009, dated: 22/5//2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TLANGANA)

J.RAYMOND PETER
PRINCIPAL SECRETARY TO GOVERNMENT (FAC)

To
The Special Chief Secretary & Chief Commissioner of Land Administration,
Telangana State, Hyderabad.
The Director of Scheduled Castes Development Department, Hyderabad,
The District Collector, Nizamabad.

Copy to:

The Director of Treasury & Accounts, Telangana State, Hyderabad.
The Accountant General, Telangana State, Hyderabad.
The District Treasury Officer, Nizamabad District.
SF/SC.

//FORWARDED: BY ORDER//

SECTION OFFICER